

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

**BLACK WARRIOR RIVER-)
KEEPER, INC.,)
Plaintiff,) Case No. 2:16-cv-01443-ACK
v.)
DRUMMOND COMPANY, INC.,)
Defendant.)**

BLACK WARRIOR RIVERKEEPER'S WITNESS LIST

Pursuant to the Court's April 4, 2022 Pretrial Order (Doc. 125), Black Warrior Riverkeeper ("BWR") submits this list of individuals whom it expects to call or may call to testify in the trial of this action. This list does not include witnesses that will be called or may be called solely for impeachment in accordance with Fed. R. Civ. P. 26(a)(3).

Pursuant to Rules 702, 703, 704 and 705 of the Federal Rules of Evidence, BWR identifies the following witnesses who it expects to present at trial:

1. **Anthony Brown**
Principal Hydrologist
Aquilogic, Inc.
245 Fischer Avenue, Suite D-2
Costa Mesa, CA 92626
Telephone: (714) 770-8040
Email: anthony.brown@aquilogic.com

2. Gordon Johnson, M.Sc., P.Eng.

Civil and Geotechnical Engineer
Burgess Environmental
Telephone: (403) 249-1684
Email: burgessenv@shaw.ca

3. Robert Hedin, Ph.D.

President, Hedin Environmental
195 Castle Shannon Boulevard
Pittsburgh, PA 15228
Telephone: (412) 977-4234
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4. Carys L. Mitchelmore, Ph.D.

Associate Professor
Chesapeake Biological Laboratory
University of Maryland Center for Environmental Science
146 Williams Street
Solomons, MD 20688
Telephone: (410) 326-7283
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5. Alexander Huryn, Ph.D.

Professor, Department of Biological Sciences, Aquatic Biology Program
University of Alabama
2107 Bevill Building
Tuscaloosa, AL 35487
Telephone: (205) 348-4136
Email: huryn@bama.ua.edu

6. Natasha Dimova, Ph.D.

Assistant Professor in Hydrogeology and Geochemistry
Department of Geological Sciences
University of Alabama
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Email: ntdimova@as.ua.edu

BWR also expects to call the following fact witnesses and/or witnesses disclosed pursuant to 26(a)(1) and 26(a)(2)(B) of the Federal Rules of Civil Procedure:

7. Nelson Brooke¹

Riverkeeper and Member
Black Warrior Riverkeeper
712 37th Street South
Birmingham, AL 35222
Telephone: (205) 458-0095
Email: nbrooke@blackwarriorriver.org

8. Jo Ellen Tuggle

Member, Black Warrior Riverkeeper
712 37th Street South
Birmingham, AL 35222
Telephone: (205) 458-0095

9. Rodney Tuggle

Member, Black Warrior Riverkeeper
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Birmingham, AL 35222
Telephone: (205) 458-0095

10. Buddy Vines

Member, Black Warrior Riverkeeper
712 37th Street South
Birmingham, AL 35222
Telephone: (205) 458-0095

11. Julie Burchfield

Member, Black Warrior Riverkeeper
712 37th Street South
Birmingham, AL 35222
Telephone: (205) 458-0095

¹ Black Warrior Riverkeeper's address and telephone is provided for the organization's members.

12. Edwina Greenwood

Member, Black Warrior Riverkeeper
712 37th Street South
Birmingham, AL 35222
Telephone: (205) 458-0095

13. Jane Johnson

Member, Black Warrior Riverkeeper
712 37th Street South
Birmingham, AL 35222
Telephone: (205) 458-0095

Pursuant to Fed. R. Civ. P. 26(a)(3)(A), BWR identifies the following witnesses it may call if the need arises:

14. John Kinney, M.S.

Staff Scientist
Black Warrior Riverkeeper
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Telephone: (205) 458-0095
Email: jkinney@blackwarriorriver.org

15. Jovian Sackett

Senior Geospatial Analyst
Southern Environmental Law Center
601 West Rosemary Street, Suite 220
Chapel Hill, NC 27516
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Email: jsackett@selcnc.org

16. Hunter Nichols

Hunter Nichols Productions
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Leeds, Alabama 35094
Telephone: (205) 368-9257
Email: hunter@hnproductions.com

17. Spencer Randle

c/o Black Warrior Riverkeeper
712 37th Street South
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Telephone: (205) 458-0095

18. Elizabeth G. Dobbins

Professor, Biological and Environmental Sciences
Samford University, Howard College of Arts and Sciences
Propst Hall 117
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19. Michael Heard

Sutherland Environmental Testing
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20. Erin Ernst B.Sc., M.Sc., P.Geo., Geophysicist

Alastair McClymont, Ph.D., P.Geo., Senior Geophysicist
Chris Slater
Doug MacLean
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21. Jason Wilson, Project Manager

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Pensacola, FL 32514
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22. Brett Muckey

Brittany Barthaller

Kathy McKinley
TestAmerica
1100 NE Circle Boulevard, Suite 310
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23. Melissa MacNaughton, Project Manager

Pace Analytical Services, LLC
1000 Riverbend Blvd, Suite F
St. Rose, LA 70087
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24. Larry Barwick

Abandoned Mine Lands Division
State of Alabama Department of Industrial Relations
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25. Barry Sulkin

Environmental Consultant
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Nashville, TN 37218
Telephone: (615) 255-2079
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26. Any individual appearing on Drummond Company, Inc.'s witness list.

27. Any witness who may be needed for impeachment or rebuttal purposes.

28. Any witness who may be needed to authenticate an exhibit.

Respectfully submitted this the 11th day of April, 2022.

s/Barry Brock

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Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on April 11, 2022, the foregoing Plaintiff Black Warrior Riverkeeper's Witness List was filed with the Clerk of Court using the CM/ECF system which will send notifications of such filing and service copies to the following:

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s/Barry Brock
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